

## IN THE MICHIGAN COURT OF APPEALS

### ORDER

Re: **State Treasurer v Charles P Ongena Sr**

Docket No. **259599**

L.C. No. **04-003101-CZ**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),  
orders:

The claim of appeal filed on December 8, 2004, is DISMISSED for lack of jurisdiction because it was not filed within 21 days of the November 5, 2004 filing of the final order as required by MCR 7.204(A)(1)(a). The time period started when the order was filed, not when it was received by appellant. Even if MCR 7.204(A)(3) applies because of the delay in the service of the order, the claim of appeal filed on December 8, 2004, was still untimely filed since it was not filed within 14 days of the November 15, 2004 service of the order as is required by MCR 7.204(A)(3).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN - 7 2005

Date

*Sandra Schultz Mengel*

Chief Clerk